

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

TUAN THANH PHAN,
Petitioner,
v.
DAN PACHOLKE,
Respondent

Case No. C07-5564BHS-KLS
ORDER DISMISSING PETITION

The Court, having reviewed the petition for *habeas corpus*, the Report and Recommendation of Judge Karen L. Strombom, United States Magistrate Judge, and the remaining record, does hereby find and order:

- (1) the Court adopts the Report and Recommendation;
 - (2) petitioner's federal *habeas corpus* petition is DISMISSED; and
 - (3) the Clerk is directed to send copies of this Order to petitioner and to Judge Strombom.

DATED this 13th day of March, 2008.



BENJAMIN H. SETTLE
United States District Judge